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COMPENSATION COMMISSION
GOVERNING COUNCIL

Decision concerning the fifth instalment of individual claims for damages above US\$100,000 (category "D" claims) taken by the Governing Council of the United Nations Compensation Commission at its 96th meeting, held on 15 June 2000 at Geneva

The Governing Council,

Having received, in accordance with article 38 of the Provisional Rules for Claims Procedure ("the Rules"), the report and recommendations made by the panel of Commissioners concerning the fifth instalment of individual claims for damages above US\$100,000 (category "D" claims), covering 519 claims, 1/

1. Approves the recommendations made by the panel of Commissioners, and, accordingly,
2. Decides, pursuant to article 40 of the Rules, to approve the amounts of the recommended awards concerning the claims covered in the report. The aggregate amounts per country or international organization, based on the recommendations contained in the annex to the report, are as follows:

1/ The text of the report appears in document S/AC.26/2000/12. In conformity with the provisions on confidentiality in the Rules (article 30, paragraph 1, and article 40, paragraph 5), a table containing the breakdown of the amounts to be paid to each individual claimant will not be made public, but will be provided to each respective Government or international organization separately.

<u>Country or international organization</u>	<u>Number of claims recommended for payment</u>	<u>Number of claims not recommended for payment</u>	<u>Amount of compensation claimed (US\$)</u>	<u>Amount of compensation recommended (US\$)</u>
Algeria	1	-	99,695.50	20,010.22
Australia	1	-	243,321.59	100,613.39
Austria	1	-	193,658.40	31,340.52
Canada	10	1	1,287,398.01	311,443.54
France	1	1	270,791.51	11,015.57
Germany	4	1	593,911.80	288,807.51
Greece	1	-	145,340.00	20,000.00
India	179	29	38,145,753.53	5,101,591.40
Ireland	1	1	840,918.00	167,759.24
Italy	3	-	692,887.58	128,363.61
Jordan	38	1	10,767,960.07	1,626,531.98
Kuwait	121	2	42,210,244.61	31,838,923.83
Lebanon	3	-	798,692.03	273,550.63
Morocco	1	-	101,785.20	65,875.76
Pakistan	5	-	1,422,430.60	617,591.08
Philippines	1	-	110,847.00	39,020.02
Poland	1	-	48,961.00	19,134.95
Sudan	13	-	1,927,272.21	367,002.85
Sweden	2	-	324,341.60	108,508.62
Syrian Arab Republic	6	-	510,104.61	313,180.53
United Kingdom	33	6	13,112,235.51	2,007,252.42
United States	23	-	5,063,997.59	2,070,997.53
UNDP Kuwait	1	-	134,993.08	106,407.11
UNDP Washington	2	-	80,719.96	2,076.00
UNHCR Canada	1	-	533,000.00	95,433.57
UNRWA Gaza	3	-	308,715.39	133,491.58
<u>Total</u>	456	42	119,969,976.38	45,865,923.46

3. Decides also, pursuant to article 41 of the Rules, to approve the amounts of the corrected awards for one claim in part one of the first instalment, four claims in part one of the second instalment, and two claims in the third instalment. The aggregate amounts of the corrected awards per country, based on the recommendations contained in paragraphs 27 to 31 of the report are as follows:

Part one of the first instalment correction

<u>Country</u>	<u>Previous recommended award (US\$)</u>	<u>Corrected recommended award (US\$)</u>
Kuwait	1,059,075.26	1,062,425.26

Part one of the second instalment corrections

<u>Country</u>	<u>Previous recommended award (US\$)</u>	<u>Corrected recommended award (US\$)</u>
India	393,986.27	400,041.27
Kuwait	1,728,458.48	1,697,556.67

Third instalment corrections

<u>Country</u>	<u>Previous recommended award (US\$)</u>	<u>Corrected recommended award (US\$)</u>
Kuwait	2,381,113.86	2,399,963.86

4. Reaffirms that when funds become available payments shall be made in accordance with decision 73 (S/AC.26/Dec.73 (1999)),

5. Recalls that when payments are made in accordance with decision 73 (S/AC.26/Dec.73 (1999)) and pursuant to the terms of decision 18 (S/AC.26/Dec.18 (1994)), the Governments and international organizations shall distribute amounts received to the designated claimants in respect of approved awards within six months of receiving payment, and shall, not later than three months after the expiration of this time limit, provide information on such distribution,

6. Notes that no recommendations have been made at this stage for 21 claims referred to in paragraph 18 and in the annex of the report,

7. Requests the Executive Secretary to provide a copy of the report to the Secretary-General, to the Government of the Republic of Iraq and to each respective Government and international organization.
